DOCKET NO: 245418US2

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :

TETSURO MOTOYAMA, ET AL. : EXAMINER: HOANG, HIEU T

SERIAL NO: 10/764,569

FILED: JANUARY 27, 2004 : GROUP ART UNIT: 2152

FOR: METHOD AND SYSTEM FOR MANAGING VENDOR AND MODEL INFORMATION IN A MULTI-PROTOCOL REMOTE MONITORING SYSTEM

PETITION REQUESTING THE WITHDRAWAL OF HOLDING OF ABANDONMENT DUE TO NON-RECEIPT OF PRE-INTERVIEW COMMUNICATION

COMMISSIONER FOR PATENTS ALEXANDRIA, VIRGINIA 22313

SIR:

Applicants respectfully request that the holding of abandonment for the above-identified application be withdrawn due to the fact that the Pre-Interview Communication mailed by the Patent and Trademark Office on September 17, 2008, was not received by Applicant's Attorneys. The facts concerning this matter are as follows.

Upon receipt of mail from the Patent and Trademark Office in this firm, all mail is opened and logged in a daily computer log. The due date is entered in the firm's computer docketing system. At the time of entry into the computer, the serial numbers are checked to ensure that the correct docket number appears on the mail so that the documents are entered in the correct application in the computer and matched with the correct application file. Any due dates resulting from the Patent and Trademark Office mail are also entered in the computer.

computer printout).

not show a current due date for the Filing of the Pre-Interview Request.

When checking the status of this application in PAIR on November 7, 2008, we found a Pre-Interview Communication had been issued on September 17, 2008, our computer system was checked. The computer Patent Due Dates section for the subject application did

The application file was then pulled and the full contents of the file were reviewed. The application file contained no Pre-Interview Communication dated September 17, 2008. The PTO e-notification was checked for receipt of notification of the Pre-Interview Communication and no communication was received. The Patent Office computerized Mail Log was then checked. All mail received from the Patent and Trademark Office is logged electronically into the mail log by serial number or patent number, along with a description of the mail received, on a daily basis. Mail from the Patent Office is generally received by our firm within two or three days of mailing. The electronic record showed no record of having received the Pre-Interview Communication for the above-identified application (see attached

It is believed that the above discussion and documents enclosed herewith clearly prove the non receipt of the Pre-Interview Communication dated September 17, 2008, and therefore, the holding of abandonment was issued in error.

Applicants are concurrently efiling a proposed response and Applicant Initiated Interview Request Form requesting an interview date of February 4, 2009, at 10:00 am.

Applicants believe that no fees are due. If fees are due, please debit our deposit Account No. 15-0030.

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Petition Requesting the Withdrawal of the Holding of Abandonment
Page 3

Accordingly, it is requested that the holding of abandonment be withdrawn and that prosecution be allowed to continue in the present application.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, P.C.

Customer Number

22850

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	Work Atty Daniel Pereira, Ph.D.	Vincent Shier, Ph.D.	Vincent Shier, Ph.D.	John Dellinger	Thomas Cunningham, Ph.D.	- Chemical/Litigation Department	Daniel Pereira, Ph.D.	Thomas Cunningham, Ph.D.	Thomas Cunningham, Ph.D.	Richard Chinn, Ph.D.	Corwin Umbach, Ph.D.	Jeffrey McIntyre	Justine Wilbur	Vincent Shier, Ph.D.	- Chemical/Litigation Department	James Kelly, Ph.D.
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	Work Atty Corwin Umbach, Ph.D.	Richard Treanor	Stephen Baxter	- Chemical/Litigation Department	- Chemical/Litigation Department	Jay Rowe, Jr., Ph.D.	Richard Chinn, Ph.D.	Corwin Umbach, Ph.D.	Philippe Signore, Ph.D.	- Chemical/Litigation Department					
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	Work Atty - Chemical/Litigation Department	- Chemical/Litigation Department	- Chemical/Litigation Department	- Chemical/Litigation Department	- Elec/Mech Department	Andrew Harry	Johnny Ma	Edward Tracy, Jr.	W. Baker	Eckhard Kuesters	W. Baker	Kurt Berger, Ph.D.	Surinder Sachar	Edwin Garlepp	Andrew Harry
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Work Atty Jason Daniel	Andrew Harry	- Elec/Mech Department	Sameer Gokhale	Brian Epstein	Andrew Harry	Édward Tracy, Jr.	Zachary Stern	Eckhard Kuesters	Kurt Berger, Ph.D.	Kurt Berger, Ph.D.	James Kulbaski	Kevin McKinley	Kevin McKinley	Andrew Harry	- Elec/Mech Department
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Work Atty James Kulbaski	Zachary Stern	Scott McKeown	- Elec/Mech Department	- Elec/Mech Department	Çarl Schlier	Çhristopher Bullard	Akihiro Yamazaki	Nikolaus Schibli, Ph.D.	Ņikolaus Schibli, Ph.D.	Nikolaus Schibli, Ph.D.	- Elec/Mech Department	- Elec/Mech Department	Akihiro Yamazaki	Çolin Harris	Çolin Harris
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Work Atty George Dolina	James Kulbaski	Surinder Sachar	Scott McKeown	Kevin McKinley	Thomas Cunningham, Ph.D.	Steven Weihrouch	Edward Tracy, Jr.	Zachary Stern	James Kulbaski	Bradley Lytle	James Kulbaski	James Kulbaski	Lee Stepina	James Kulbaski	Steven Weihrouch
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Work Atty James Kulbaski	James Kulbaski	James Kulbaski	- Elec/Mech Department	- Chemical/Litigation Department	- Elec/Mech Department	- Chemical/Litigation Department	Zachary Stern	Zachary Stern	- Chemical/Litigation Department	- Chemical/Litigation Department	- Chemical/Litigation Department	- Chemical/Litigation Department	- Elec/Mech Department	- Elec/Mech Department
Appin No 12/125,390	12/129,961	12/130,092	12/132,230	12/129,099	12/097,411	12/160,441	11/501,737	11/501,737						
Case Type	NAT.US.P	NAT.US.P	NAT.US.P	NAT.US.P	PCT.US.2.P	PCT.US.2.P	DIV.US	DIV.US	NAT.US.P	NAT.US.P	NAT.US.P	NAT.US.P	NAT.US.P	NAT.US.P
Clearing Sec Sec (5-2-0-6 IP1	IP1	(0-9c-08 HP)	-20-08 pt	<u>P</u>	Ħ	<u>Ā</u>	IP2	IP2	JF0	JF0	JF0	JF0	JF2	JF2
ODS Docket No	だったり	Efet 10	المركز الم	80-46-01	80-76-07	10-74-08	JAPRILE LG.		F-F-4		たったら	だードしら	アルーカ	E-F-G.
Case ID 326432US	326725US	326756US	327118US	✓ 327205US	327354US	×328884US	4843408 The Fine Photograph Property Control of the Property o	20334470S224	332394US	332394US	333693US	333694US	333617US	333619US
Description IDS Due	IDS Due	IDS Due	IDS Due	IDS Due	IDS Due	IDS Due	ના પ્રાથમિક કર્યા કોલ્સાના કર્યા છે. માર્ગ માર્ગ કર્યા કોલ્સાના માર્ગ કર્યા	Hinali Issue Fee	File By	IDS Due	File By	File By	File By	File By
Indicator Due Date	Due Date	Due Date	Due Date	Due Date	Due Date	Due Date	S (Final Section 1)	Huali	Due Date	Due Date	Due Date	Due Date	Due Date	Due Date
Due Date	10/17/08	10/17/08	10/17/08	10/17/08	10/17/08	10/17/08	10/13/08	Relative	10/17/08	10/17/08	10/17/08	10/17/08	10/17/08	10/17/08

DAILY DUCKET REPURT - REMINDERS UNLY 10/17/2008

940		Description	الموم الم		Clearing	lg Casa Tuna	S N	Work Att
Oct-17-2008	Reminder	Attorney File Review	262381US	Frev Docker No) 0	PCT.US.2.P	Appin No 10/515,728	Richard Treanor
Oct-17-2008	Reminder	Continuation Reminder	262381US	NOTED	0	PCT.US.2.P	10/515,728	Richard Treanor
Oct-17-2008	Reminder	Continuation Reminder	274748US	Cara	0	PCT.US.2.P	10/543,148	Kirsten Grüneberg, Ph.D.
Oct-17-2008	Reminder	Attorney File Review	274748US		0	PCT.US.2.P	10/543,148	Kirsten Grüneberg, Ph.D.
Oct-17-2008	Reminder	Foreign Filing rmdr 6 mos 🗸	√ 325400US	77)*	0	PROV.US	61/045,802	- Chemical/Litigation Department
Oct-17-2008	Reminder	Application Due rmdr 6 mos 🕑	7. 325400US		0	PROV.US	61/045,802	- Chemical/Litigation Department
Oct-17-2008	Reminder	Foreign Filing mdr 6 mos	325404US	(PAGING.	0	PROV.US	61/045,798	- Chemical/Litigation Department
Oct-17-2008	Reminder	Application Due rmdr 6 mos 🗸	325404US		0	PROV.US	61/045,798	- Chemical/Litigation Department
Oct-17-2008	Reminder	Verify Power	√ 331936US	JEST ED	1/1	PCT.US.2.P	12/293,314	- Elec/Mech Department
Oct-17-2008	Reminder	Attorney File Review	√ 230478US		7	PCT.US.2.P	10/276,306	Joseph Wrkich
Oct-17-2008	Reminder	Continuation Reminder	Z30478US		8	PCT.US.2.P	10/276,306	Joseph Wrkich
Oct-17-2008	Reminder	Attorney File Review	257899US	\ \ \	7	NAT.US.P	10/924,981	Michael Gellner
Oct-17-2008	Reminder	Continuation Reminder	~ 257899US		74	NAT.US.P	10/924,981	Michael Gellner
Oct-17-2008	Reminder	Attorney File Review	. 298516US		7	DIV.US.P	11/556,026	Çharles Gholz
Oct-17-2008	Reminder	Continuation Reminder 6	298516US .		7	DIV.US.P	11/556,026	Çharles Gholz
Oct-17-2008	Reminder	Application Due rmdr 10 mo	320276US	POTE0	7	PROV.US.P	61/018,541	Steven Weihrouch

10/17/2008

Work Atty W. Baker	John Dellinger	W. Baker	John Dellinger	Ŵ. Baker	John Dellinger	Ŵ. Baker	John Dellinger	W. Baker	John Dellinger	W. Baker	John Dellinger	Joseph Wrkich
Appln No 10/679,245		10/787,532		11/472,924		11/053,274		61/014,430		61/014,430		12/212,162
ng Case Type Appln No REG.PROV.U 10/679,245		REG.PROV.U 10/787,532		CONT.US.P		CONT.US.P		PROV.US		PROV.US		DIV.US.P
Clearing Sec 2		7		7		7		2		2		7
Prev Docket No			DERIFIED						Note			J 58119ED
Case Id Prev		326971US		326995US		327009US) mos 327013US		10 mos/327013US		331689US
Description Verify Power (2nd)		Verify Power (2nd)		Verify Power (2nd)		Verify Power (2nd)		Foreign Filing rmdr 10 mos		Application Due rmdr 10 mos		Verify Power
Reminder		Reminder		Reminder		Reminder		Reminder		Reminder		Reminder
Due Date Oct-17-2008		Oct-17-2008		Oc 2008		Oct-17-2008		Oct-17-2008		Oct-17-2008		Oct-17-2008